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IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,	)	
	)	Civil No. CV A02-0054 JKS
Plaintiff,	)	
	)	
v.	)	
	)	
THOMAS R. MUNGLE and MARLENE C	)	MOTION TO AMEND THE ORDER OF
MUNGLE; DOWN RIGGER CORP	)	FORECLOSURE AND DECREE OF SALE
SIERRA VIEW HOLDING, INC.;	)	
ROBERT and JOAN DIDIER;	)	
INVERSIONES QUIZARRA, S.A.;	)	
DAVID ALLISON; and	)	
HOWARD JAEGER,	)	
	)	
Defendants.	)	
	)	
	)	
	)	

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The United States of America, by and through its undersigned counsel, requests that the Court amend the Order of Foreclosure and Decree of Sale dated February 13, 2007. With this Motion, the United States also submits a proposed order.

MOTION

On December 26, 2006, the Court entered judgment in the amount of \$372,941.73 in favor of the United States and against Thomas R. Mungle and Marlene C. Mungle. Docket Entry No. 134. On February 13, 2007, the Court entered an Order of Foreclosure and Decree of Sale. Docket Entry No. 138. The Order provided that the proceeds of the sale should be paid to the Internal Revenue Service. Id. The Internal Revenue Service and the United States Department of Justice do not have the ability to disburse funds to other parties, who have a legitimate claim to a portion of the funds, in a timely and efficient manner. In order to ensure the timely and efficient distribution of funds to all parties who are entitled to a portion of the funds, the United States requests that the Court enter a new order allowing the deposit of the sale proceeds into the registry of this Court for distribution by the Clerk in accordance with an order of this Court.

WHEREFORE, the United States requests that the Court amend the Order of Foreclosure and Decree of Sale to allow the proceeds of the sale to be deposited in the Court's registry and distributed by the Clerk of this Court in accordance with an Order of this Court.

Dated this 15<sup>th</sup> day of August, 2007.

Respectfully submitted,

NELSON P. COHEN  
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/s/ Goud P. Maragani  
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**CERTIFICATE OF SERVICE**

I declare under penalty of perjury that a true and correct copy of the MOTION TO AMEND ORDER OF FORECLOSURE AND DECREE OF SALE and [PROPOSED] AMENDED ORDER OF FORECLOSURE AND DECREE OF SALE were sent to the following parties on August 15, 2007:

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/s/ Goud P. Maragani